



020404

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

 19270 U.S. PTO  
 10/772842


DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
10233.104USD2	257	091000	R. Forde	2826

**CERTIFICATE UNDER 37 CFR 1.10:**

"Express Mail" mailing label number: EV 372668883 US  
 Date of Deposit: February 4, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: \_\_\_\_\_

Name: John Junkers

DIVISIONAL APPLICATION UNDER 37 C.F.R. § 1.53(b)

Mail Stop PATENT APPLICATION  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a divisional application under 37 CFR § 1.53(b) of Serial No. 10/175,172, filed on June 18, 2002, which is a divisional application of Serial No. 09/421,022, filed October 19, 1999 entitled LIGHT EMITTING DEVICES.

1. ☒ Enclosed is a copy of the prior application; including the specification, claims, drawings, a signed oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 127 pages of specification, 121 claims, 1 page of abstract, 44 sheets of drawings, and 6 pages of oath or declaration.
- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
2. ☒ Cancel original claims 1-6, 15, 103, 106 and 109 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. ☒ The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS: 111 -20	91	x	\$18.00	1,638.00
INDEPENDENT CLAIMS 12 -3	9	x	\$86.00	774.00
			BASIC FILING FEE:	\$3,182.00
			TOTAL FILING FEE:	3,182.00

☐ Small entity status is claimed pursuant to 37 CFR 1.27.

4. ☒ Payment of fees:  
☒ Attached is a check in the amount of \$3,182.00  
☐ Please charge Deposit Account No. 13-2725.
5. ☒ The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.
6. ☒ Amend the specification by inserting before the first line of the first page the paragraph:  
  
"This application is a divisional of application Serial No. 10/175,172, filed June 18, 2002, which is a divisional application of Serial No. 09/421,022, filed October 19, 1999, now issued as U.S. Patent No. 6,429,461."
7. ☐ A set of formal drawings ( sheets) is enclosed.
8. ☒ Priority of application Serial No. 10-296659, filed on October 19, 1998 in Japan, Serial No. 10-296663, filed on October 19, 1998, Serial No. 10-322981 filed November 13, 1998, Serial No. 10-313221, filed November 4, 1998, Serial No. 10-313226, filed November 4, 1998, Serial No. 10-313228, filed November 4, 1998, Serial No. 10-347387, filed December 7, 1998 and Serial No. 10-347281 filed December 7, 1998, are claimed under 35 U.S.C. 119.
- ☒ The certified copies have been filed in prior application Serial No. 09/421,022, filed October 19, 1999.
9. ☒ The prior application is assigned of record to Rohm Co., Ltd. located at 21, Saiin Mizosaki-cho, Ukyo-ku, Kyoto 615-8585, Japan.
10. ☒ The Power of Attorney in the prior application is to:  
  
Merchant & Gould P.C.  
Minneapolis, MN 55402-2215
11. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)  
  
☐ Fee for excess claims is attached.
12. ☐ A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.
13. ☐ The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
14. ☐ A Nonpublication Request under 37 CFR 1.213(a) is enclosed.
15. ☒ Also Enclosed: Application Data Sheet, Information Disclosure Statement and Form 1449
16. ☒ Address all future communications to the **Attention of Curtis B. Hamre** (may only be completed by attorney or agent of record) at the address below.

17. ☒ A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300



Date: February 4, 2004

A handwritten signature in cursive script that reads "Curtis B. Hamre". The signature is written in dark ink and is positioned above a horizontal line.

Curtis B. Hamre  
Reg. No. 29,165  
CBH/pjk